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Attorneys for Defendant WALTER DAWYDIAK

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff

vs.

WALTER DAWYDIAK,

Defendant.

Case No. 22-cr-00457 SI

**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE
SENTENCING FROM JUNE 23, 2023
TO AUGUST 18, 2023**

Crt.: Hon. Susan Illston
Sentencing Hearing: June 23, 2023 at
12:00 p.m.

STIPULATION

Defendant Walter Dawydiak, by and through his counsel, Edward W. Swanson and Britt Evangelist, and the United States, by and through Assistant United States Attorney Benjamin Kingsley, hereby stipulate and agree and respectfully request that the Court issue an order continuing the sentencing hearing currently set for June 23, 2023 until August 18, 2023 at 11:00 a.m. The basis for the relief requested is as follows:

1. The defendant was arraigned on an information and pled guilty on February 10,

2023. Dkt. Nos. 10-14.

2. At change of the plea, the parties advised the Court that they anticipated working cooperatively to arrive at a stipulated restitution figure to present to the Court at sentencing and requested that the Court set a sentencing date in June to allow time for the parties to perform this work.

3. Since change of plea, the parties have worked diligently and cooperatively to resolve all outstanding restitution issues and continue to anticipate presenting an agreed-to restitution figure at sentencing. However, the parties require additional time to finish this work.

4. The parties therefore stipulate and agree and respectfully request that the Court continue the currently set sentencing hearing to August 18, 2023 at 11:00 a.m.

5. Probation Officer Brian Casai has no objection to the relief requested and is available on the proposed new date.

IT IS SO STIPULATED.

Dated: June 7, 2023

Respectfully submitted,

ISMAIL J. RAMSEY
United States Attorney

/s/
BENJAMIN KINGSLEY
Assistant United States Attorney

SWANSON & McNAMARA LLP

Dated: June 8, 2023

/s/
EDWARD W. SWANSON
BRITT EVANGELIST
Counsel for Walter Dawydiak

[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED. Having reviewed the stipulation submitted by the parties, the Court finds that good cause supports continuing the sentencing hearing in this matter from June 23, 2023 to August 18, 2023 at 11:00 a.m.

IT IS SO ORDERED.

DATED: June __, 2023

HONORABLE SUSAN ILLSTON
United States District Court Judge